

Judiciary: House bills Nos. 457, 458, 483, 284, 484, 459, 456, 455; Senate bills Nos. 78, 22.

Privileges, Suffrage and Elections: House bill No. 303.

Public Health: House bill No. 451.

Highways and Motor Traffic: House bills Nos. 421, 411.

Revenue and Taxation: House bill No. 359.

Insurance: House bill No. 417.

Rules: Senate Concurrent Resolution No. 15; House Concurrent Resolution No. 23.

Municipal and Private Corporations: House bills Nos. 374, 375, 450; Senate bill No. 172.

The following standing committees have today filed adverse reports on bills as follows:

Privileges, Suffrage and Elections: House bill No. 99.

Public Health: House bill No. 105.

Revenue and Taxation: House bill No. 270.

Insurance: House bill No. 418.

Judiciary: House bills Nos. 284, 339.

Constitutional Amendments: House Joint Resolution No. 18.

TWENTY-THIRD DAY.

(Monday, February 14, 1927.)

The House met at 11 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Bobbitt.

The roll was called, and the following members were present:

Acker.	Dunlap.
Alexander.	Durham.
Anderson.	Duvall.
Avis.	Enderby.
Barnett.	Eickenroht.
Barron.	Farrar.
Bass.	Faulk.
Bateman.	Fly.
Beck.	Forbes.
Bird.	Foster.
Black.	Gates.
Boggs.	Gibson.
Bonham.	Graves.
Boon.	Gray.
Branch.	Harding.
Brown.	Harman.
Conway.	Hefley.
Cornwell.	High.
Cox.	Holder.
Cummings.	Holland.
Daniel.	Hornaday.
Davis.	Jacks.
DeBerry.	Johnson.
Denman.	Jones.

Justice.	Runge.
Kemble.	Sanders.
Kennedy.	Satterwhite.
Kenyon.	Shaver.
Kincaid.	Shearer.
King of Hopkins.	Sheats.
King of	Shirley.
Throckmorton.	Simmons.
Kinnear.	Smith of Atascosa.
Kirby.	Smith of El Paso.
Kirkland.	Smith of Nueces.
Land.	Smith of Smith.
Lipscomb.	Smyth.
Loftin.	Snelgrove.
Long.	Stevenson.
Loy.	Storey.
McCombs.	Stout.
McGill.	Sutton.
McKean.	Swain.
Montgomery.	Taylor.
Morse.	Teer.
Murphy.	Turner.
Nabors.	Van Zandt.
Olsen.	Veatch.
Parish of Runnels.	Waddell.
Parrish of Travis.	Walker.
Pavlica.	Wallace
Pearce.	of Freestone.
Petsch.	Wallace of Panola.
Poage.	Wallace of Smith.
Pool.	Ware.
Pope.	Wassell.
Porter.	Webb.
Powell.	Wells.
Purl.	Whitaker.
Ramsey.	Williams
Rawlins.	of Sabine.
Renfro	Williams
of Angelina.	of Travis.
Renfro of Mills.	Williamson.
Rogers of Hays.	Woodall.
Rogers of Shelby.	Young.
Rowell.	

Absent.

Dielmann.	Merritt.
Kayton.	Nicholson.

Absent—Excused.

Albritton.	Minor.
Finlay.	Moursund.
Fuchs.	Reagan.
Gilbert.	Sinks.
Hagaman.	Stell.
Hall.	Tillotson.
Masterson.	Woodruff.

A quorum was announced present.

Prayer was offered by Rev. J. C. Mitchell, Chaplain.

LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Woodruff for today, on motion of Mr. Ware.

Mr. Moursund for today, on motion of Mr. Smith of Smith.

Mr. Kenyon for today and tomorrow, on motion of Mr. Shearer.

Mr. Sinks for today, on motion of Mr. Land.

Mr. Gilbert for today and tomorrow, on motion of Mr. Sanders.

Mr. Minor for today, on motion of Mr. Loy.

The following members were granted leaves of absence on account of sickness:

Mr. Stell for today and the balance of the week, on motion of Mr. Webb.

Mr. Reagan for today and tomorrow, on motion of Mr. Kinnear.

Mr. Fuchs for today, on motion of Mr. Smith of Smith.

Mr. Hagaman for today and tomorrow, on motion of Mr. High.

Mr. Hall for today, on motion of Mr. Stevenson.

Mr. Albritton for today, on motion of Mr. High.

Mr. Finlay for today, on motion of Mr. Renfro of Mills.

Mr. Tillotson for today, on motion of Mr. Shearer.

Mr. Kirby for today and tomorrow, on motion of Mr. Holland.

Mr. Masterson for today, on motion of Mr. Sheats.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Jacks (by request):

H. B. No. 538, A bill to be entitled "An Act regulating the liability of sureties on obligations and undertakings in case of discharge or release of any principal thereon, less than all, or in event of alterations or changes in the terms of such obligation or undertaking; enacting Article 6252a of the Revised Civil Statutes of 1925, and declaring an emergency."

Referred to Judiciary Committee.

By Mr. Poage, Mr. Harman, Mr. Jones and Mr. Brown:

H. B. No. 539, A bill to be entitled "An Act to amend Article 4736, Chapter 3, Title 78, of the Revised Civil Statutes of the State of Texas of 1925, relating to penalty for failure of certain insurance companies to pay losses within thirty days after demand. This amend-

ment providing that fire or fire and marine insurance companies shall be subject to the same penalty, and providing that in all cases where a loss occurs and the fire insurance company or fire and marine insurance company liable therefor shall fail to pay the same within thirty days after demand therefor such company shall be liable to pay to the holder of such policy, in addition to the amount of the loss, twelve per cent damages on the amount of such loss, together with reasonable attorney's fees for the prosecution and collection of such loss, and declaring an emergency."

Referred to Committee on Insurance.

By Mr. Cummings:

H. B. No. 540, A bill to be entitled "An Act to establish and maintain a dairy, poultry, pecan, crops and other native products experiment station on the Miles, Roscoe and Abilene soil type in Taylor, Jones, Callahan or Shackelford county, Texas, within a radius of twenty miles of Abilene, Taylor county, Texas; authorizing the Board of Directors of the Agricultural and Mechanical College of Texas to select a suitable location for said station and empowering said board to establish and maintain same, to accept donations of lands, water, livestock, seeds, plants and money for the establishment of said station; making an appropriation to pay the cost of establishing said station and for the operation of same, and declaring an emergency."

Referred to Committee on Education.

By Mr. Alexander:

H. B. No. 541, A bill to be entitled "An Act amending Article 793, Section 1, Chapter 4, of the Code of Criminal Procedure, 1925, relating to payment of fines upon conviction of a misdemeanor, and repealing all laws and parts of laws in conflict therewith."

Referred to Judiciary Committee.

By Mr. Kinnear:

H. B. No. 542, A bill to be entitled "An Act to amend Article 5139, Title 82, of the Revised Civil Statutes, relating to the creation of the juvenile board within certain counties of this State, and prescribing the duties and powers of such board, including the appointment by it of probation officers and allowing the said district judges an additional salary to be paid out of the general fund of such county, and declaring an emergency."

Referred to Judiciary Committee.

By Mr. Bonham:

H. B. No. 543, A bill to be entitled "An Act requiring all insurance and indemnity companies in this State who now, or may hereafter, issue to any person in this State contracts of indemnity or insurance against liability for personal injuries or other damages that may be incurred by such persons so insured or indemnified, to file with the county clerk of the county in which such indemnified persons reside within thirty days after this act takes effect, or within ten days after the issuance of such policies, a written affidavit showing the name and address of the insurance or indemnity company issuing such policy, the name and address of the local agent, if any, of such company, the name and address of the person indemnified, the kind and amount of such insurance or indemnity, showing the nature of the liability covered by the indemnity, and in case of indemnity against liability for any automobile injury the license number and motor number of the car shall be stated; providing penalty for violation, and providing further, that in any suit for damage brought against the person so insured or indemnified, such insurance company shall be a proper party defendant, and in the event a judgment is recovered against such insured, the insured shall be entitled to recover judgment over in the same suit; providing that the county clerk of each county shall keep a well-bound and properly indexed book, and shall record the substance of such affidavit therein; fixing a fee for filing and recording such affidavits, and declaring an emergency."

Referred to Committee on Insurance.

By Mr. Kemble, Mr. Teer and Mr. Petsch:

H. B. No. 544, A bill to be entitled "An Act amending Articles 3118 and 3139 of the Revised Civil Statutes of 1925, relating to nominations of political parties; providing for county executive committees and county and precinct chairmen and vice-chairmen of political parties affected by said articles of the statutes; providing for the filling of vacancies of same; providing for district executive committees and their chairmen; providing for State conventions and their functions; providing for a State executive committee and a chairman and vice-chairman thereof and the filling of vacancies in said committee, or the chairman or vice-chairman thereof; providing for a fair representation of women on executive committees

and officers of said committees, and declaring an emergency."

Referred to Committee on Privileges, Suffrage and Elections.

By Mr. Parrish of Travis, Mr. Gibson and Mr. Long:

H. B. No. 545, A bill to be entitled "An Act amending Article 506, Revised Civil Statutes, 1925, and requiring State banks and State bank and trust companies to increase their capital stock when there shall be an undue excess of deposits over capital stock and surplus, and giving the Banking Commissioner authority to require an additional increase of capital stock of such corporations when necessary for the protection of depositors; prescribing the ratio of deposits to capital stock and surplus; requiring annual reports of total average daily deposits and from the time thereof; making directors personally liable to depositors in event of failure to comply with the provisions of this act, and declaring an emergency."

Referred to Committee on Banks and Banking.

By Mr. Parrish of Travis, Mr. Gibson and Mr. Long:

H. B. No. 546, A bill to be entitled "An Act providing for and regulating the amendment of charters of State banks and State bank and trust companies, and declaring an emergency."

Referred to Committee on Banks and Banking.

By Mr. Pope:

H. B. No. 547, A bill to be entitled "An Act to amend Article 60, of Title 2, of the Revised Code of Criminal Procedure of 1925, providing that justices of the peace shall have exclusive original jurisdiction in criminal cases where the fine to be imposed by law may not exceed two hundred dollars, and declaring an emergency."

Referred to Judiciary Committee.

By Mr. Pope:

H. B. No. 548, A bill to be entitled "An Act to amend Articles 1421 and 1422, of Chapter 8, of the Revised Penal Code of 1925, providing that punishment of felony theft of property of the value of twenty dollars or more shall be punished by confinement in the penitentiary not less than one year nor more than ten years; providing that theft of property under the value of twenty dollars and over the value of ten dollars shall be punished by fine of not less than ten dollars and not exceeding two hundred

dollars or by punishment in jail not exceeding one year; providing that theft of property of the value of ten dollars or under shall be punished by a fine not exceeding two hundred dollars, and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Brown:

H. B. No. 549, A bill to be entitled "An Act pertaining to the election of members of the board of county school trustees; conferring upon said board of county school trustees the authority of employing an assistant county superintendent and prescribing his duties; authorizing the county board of school trustees to provide for office and traveling expenses of the county superintendent and assistant."

Referred to Committee on Education.

BILLS RE-REFERRED.

On motion of Mr. Poage, by unanimous consent, House bill No. 493 was withdrawn from the Judiciary Committee and referred to the Committee on State Affairs.

On motion of Mr. Wassell, by unanimous consent, House bill No. 490 was withdrawn from the Committee on State Affairs and referred to the Judiciary Committee.

COMMITTEE SUBSTITUTES ORDERED PRINTED.

On motion of Mr. Van Zandt, by unanimous consent, the committee substitute to House bill No. 365 was ordered printed instead of the original bill.

On motion of Mr. McCombs, by unanimous consent, the committee substitute to House bill No. 281 was ordered printed instead of the original bill.

On motion of Mr. Brown, the committee substitute to House joint resolution No. 14 was ordered printed instead of the original resolution.

ADOPTING POET-LAUREATE.

Mr. DeBerry offered the following resolution:

Whereas, In the urgency and hurry of our legislative procedure the active and aggressive type of legislator is continuously in the foreground; and

Whereas, There are in our midst several members on whom in many ways the hand of time has left its mark. Their steps have been shortened, their speech has been softened and their faces show the lines of time's handiwork, but there

remains the conservative judgment gained by experience, the kind smile of indulgence and the soft voice of deliberation; and

Whereas, Without their influence, counsel and presence we would be sorely at loss; and

Whereas, There is much truth in the saying, "Laugh and the world laughs with you," and "a smile goes a long, long way"; and

Whereas, We have in the quiet, gentle and soft spoken gentleman from Hardin county, the Hon. B. L. Cornwell, a sunny souled young man of seventy-one summers with the sweet smile of a girl and the hardy laugh of a boy, a poet of no small proportions. The following lines were written by him upon returning to his room after a hard day's work in the House, when a feeling of lonesomeness came over him for his home and family, and he, rather than submit to loneliness, in a spirit of good humor, wrote the following lines:

"It Gets My Goat."

I didn't want office, but I'm in for a time,
The people elected me, I couldn't resign;
Have done many things, yet never sailed
a boat,

But being a legislator just gets my goat.

I've plowed in fields of roots, stumps
and rocks

And sweated and cursed with clods in
my socks;

Have dragged the cotton sack 'tween
long cotton rows,

How tired I got, nobody knows.

Drove a yoke of oxen; made rails with
a maul;

Was a telegraph man, and I knew my
call;

As black-face man I sang on the stage,
Was a pretty good dancer of the old-time
rage.

Was a clerk in a store; a bookkeeper,
too;

Was anything and everything anyone
could do;

Sawed off saw-logs and hauled 'em to
mill,

Five years a carpenter from shingle to
sill.

Tried merchandising twice, and traveled
with a show;

Eight years in the schoolroom I spent
long ago,

Teaching the youth the better things of
life—

In this profession I found me a wife.

Was never a lawyer—the reason is plain,
Too timid to talk out loud and explain;
The intricacies of law I never could
quote,
But being a legislator simply gets my
goat.

Have been over Texas—know its moun-
tains and plains;
Have seen it from horseback, from auto
and trains.
I know of its grandeur, of its early
spring coat.
But being a legislator just gets my goat.

Thus drifting along like the waves of
the sea,
Endeavoring to find what best fitted me;
A printer thirty years, and now I will
quote,
This legislative business winds up my
goat.

Therefore, be it resolved by the House
of Representatives, That in appreciation
of such a character and his sense of
humor and in recognition of the real
ability found in these lines, that it is
the wish of the House of Representatives
of the Fortieth Legislature that the said
B. L. Cornwell of Hardin county, Texas,
is hereby named poet-laureate of this
House.

The resolution was read second time
and was adopted.

INVITING HON. T. S. HENDERSON TO ADDRESS LEGISLATURE ON INDEPENDENCE DAY.

Mr. Acker offered the following reso-
lution:

Whereas, It has been customary for
many years for the House of Representa-
tives to set apart one hour of its time on
the 2nd day of March to fittingly observe
the Declaration of Texas' independence,
and it is highly proper for this House
to perpetuate this custom on the anni-
versary of Texas' independence this
year; therefore, be it

Resolved, That the House of Repre-
sentatives observe Texas' independence,
beginning at 8 o'clock p. m. on March
the 2nd, and that we invite Hon. T. S.
Henderson of Milam county to address
the House upon that occasion; that the
Clerk of the House communicate with
Mr. Henderson and advise him of the
adoption of this resolution and request
him to so arrange his matters to be with
us at that time; that the Honorable Sen-
ate be invited to meet with us during

the observance of the anniversary of this
great day in Texas history.

Signed—Acker, Hefley.

The resolution was read second time
and was adopted.

AMENDING JOINT RULES.

The Speaker laid before the House,
for consideration at this time, Senate
concurrent resolution No. 15, providing
for amending the Joint Rules, the reso-
lution having heretofore been read sec-
ond time and referred to the Committee
on Rules.

Question recurring on the resolution,
it was adopted.

RELATING TO HOUSE BILL NO. 161.

On motion of Mr. Smyth, House bill
No. 161 and the House Journal and the
bill were ordered corrected so as to
place Hale county in the list of counties
exempted from the provision of the bill
relating to squirrels.

PROVIDING FOR A PERMANENT ENCAMPMENT FOR THE TEXAS NATIONAL GUARD.

The Speaker laid before the House for
consideration at this time the following
resolution:

S. C. R. No. 16, Relating to perma-
nent encampment for the Texas Na-
tional Guard.

Whereas, The Mineral Wells Cham-
ber of Commerce, a corporation organ-
ized under the laws of the State of
Texas, with its principal office and place
of business in the city of Mineral Wells,
Palo Pinto county, Texas, executed and
delivered a deed dated the 5th day of
February, A. D. 1927, conveying to
Jacob F. Wolters, Brigadier General,
Texas National Guard, and his succes-
sors in office, in trust, fifty (50) acres
of land at or near Mineral Wells in
Palo Pinto county, Texas, same to be
used for the establishment and mainte-
nance of a permanent encampment of the
Texas National Guard; and

Whereas, It is provided in said deed
that the title to said property is to be
transferred by said trustee to the State
of Texas at any time after the dona-
tion aforesaid has been accepted by the
State and the Legislature should ex-
press a desire to have such transfer
made; and

Whereas, It has been determined that
the property herein is suitable for a
permanent encampment for the Texas
National Guard, and is an admirable

location for the purpose intended, and it having been made to appear that the title thereto has been approved by the Attorney General and that the same is now vested in fee simple in Jacob F. Wolters, Brigadier General, Texas National Guard, as trustee, as aforesaid, and that he is now ready, willing and anxious to execute and deliver his deed conveying the property to the State for the purpose herein set forth; therefore, be it

Resolved by the Senate of Texas, the House of Representatives concurring, That the donation on the part of the Mineral Wells Chamber of Commerce of the land and premises mentioned herein and described in the deed conveying the property to Jacob F. Wolters, Brigadier General, Texas National Guard, his successors in office, in trust, for the State of Texas, for the use and benefit of the Texas National Guard as a permanent encampment, be and the same is hereby accepted, and said trustee is hereby directed to execute and deliver the proper deed conveying said land and premises unto the State for the purpose herein specified. The instrument to be so executed and delivered shall be drawn by the Attorney General, and after its execution shall be delivered to the Adjutant General of this State to be by him filed and recorded in the county clerk's office of Palo Pinto county, Texas. Be it further

Resolved, That thanks be extended to the donors of the property and that deep appreciation of the truly patriotic motives impelling such a donation be and the same is hereby expressed on behalf of the Legislature as well as the State and the general public to the Mineral Wells Chamber of Commerce, as well as to the good people of the city of Mineral Wells. And be it further

Resolved, That a copy of this resolution be forwarded to the said donors and a copy hereof be furnished Jacob F. Wolters, Brigadier General, Texas National Guard, for his information and guidance.

The resolution was read second time.

On motion of Mr. Purl, the resolution was referred to the Committee on Military Affairs.

BILL SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof, and its caption had been read, the following enrolled bill:

S. B. No. 56, "An Act amending Sec-

tion 8 of Chapter 177 of the General Laws of the Regular Session of the Thirty-ninth Legislature, which section relates to wild beaver, wild otter and wild fox and the pelts thereof, so as to provide that said section shall not apply to that portion of Texas lying west of a line starting at the mouth of the Brazos river where it empties into the Gulf of Mexico, thence following the meanderings of the Brazos river north to the intersection of the east boundary line of Young county, thence north along the west boundary line of Jack and Clay counties to the Red River, and declaring an emergency."

RELATING TO PASSAGE OF CERTAIN BILL IN CONGRESS IN REGARD TO BOULDER DAM.

The Speaker laid before the House, for consideration at this time, House concurrent resolution No. 18, relating to the passage of a certain bill in Congress in regard to Boulder dam.

The resolution having heretofore been read second time.

On motion of Mr. Montgomery, the resolution was tabled.

REPORT OF BOARD OF MANAGERS OF TEXAS STATE RAILROAD.

On motion of Mr. Teer, the following report was ordered printed in the Journal:

Texas State Railroad.

Houston, Texas, January 10, 1927.

Governor Miriam A. Ferguson, Austin, Texas.

Her Excellency: As provided by Senate bill No. 267, approved March 12, 1921, and subsequent amendments thereto, we submit herewith the semi-annual report of the Board of Managers of the Texas State Railroad for the period from June 30, 1926, to and including December 31, 1926.

The report of the Board of Managers of December 31, 1925, filed in the Governor's office, with the Legislature and printed in the House and Senate Journals, reviewed narratively all facts connected with the operation of the railroad beginning with the date it was placed in the hands of the Board of Managers down to December 31, 1925. In addition thereto there was attached to this narrative review of facts connected with said State Railroad a complete detailed and itemized statement of each and every item of expenditures

made by said Board of Managers out of the funds of the State Railroad. Our report of June 30, 1926, supplemented and brought down to its date the report of December 31, 1925. In both of these statements the names of the firms or persons from whom moneys were received were given, and the names of such persons and firms to whom money was paid, and the date of each and every item of receipts and disbursements were given. In the summary of both statements the final cash balance on hand is given and certified to by the Comptroller. You will find attached hereto a statement certified to by the Comptroller showing all receipts and disbursements, and the names of payees to whom payments have been made, the purpose for which made, and the source from which all revenue received has come. To avoid repetition, the four reports above mentioned are here referred to and are by reference incorporated herein and made a part hereof, so that this report, taken in connection with the report filed on December 31, 1924, and the report filed June 30, 1925, and the report filed January 31, 1925, and the report filed June 30, 1926, contains a complete narrative review of the acts of the Board of Managers from the date said road was taken over by it, and a complete detailed and itemized statement of all receipts and disbursements by it received and made, down to and including the 31st of December, 1926.

The attached itemized statement of expenditures and disbursements, certified to as of January 1, 1927, by the Comptroller shows a balance in the State Treasury to the credit of the Board of Managers of the Texas State Railroad on December 31, 1926, of \$28,821.16.

The T. & N. O. Railroad, lessee of the Texas State Railroad, has expended in improving the road to date of November 30, 1926, the sum of \$240,016.41. The road is now a standard railroad of the first class.

The T. & N. O. lease on the Texas State Railroad expired November 6, 1926. The T. & N. O. Railroad sought and is seeking to renew the lease under the terms of the original lease. The Board of Managers have decided that it would not be to the best interest of the State to renew the existing lease with the T. & N. O. Railroad, particularly for a long period of time. The board believes the State's investment in the State Railroad should now yield a definite and fixed income, and has made

such proposal to the T. & N. O. Railroad. In order that the business of the road may not cease, the Board of Managers has granted the T. & N. O. Railroad a six months' operating extension, that it may have time to consider the terms named by the board of a new lease.

The board is also continuing its efforts looking to a satisfactory and profitable sale of the road, believing as the board does that the State of Texas cannot economically engage in business pursuits.

The Board of Managers, as provided by law, submits this report to Your Excellency, showing the manner in which the board has performed its duties under the law in caring for the State's property, viz.: the Texas State Railroad, thirty two and a fraction miles in length, operated from Rusk to Palestine.

Respectfully,
LYNCH DAVIDSON,
Chairman.

J. A. GLENN, Member,
Board of Managers, Texas State
Railroad.

HOUSE BILL NO. 59 ON ENGROSSMENT.

The Speaker laid before the House, as unfinished business, on its passage to engrossment,

H. B. No. 59, A bill to be entitled "An Act providing for the defining of a policy managing and operating the State Prison System and for the appointment of a board of directors, composed of nine persons, to be appointed by the Governor with six-year terms; defining the duties of said board of directors; providing for the appointment of a general manager of the prison system; defining the duties and providing for the compensation of such general manager; providing that under unforeseen, calamitous conditions, such as failure of crops, etc., prisoners may be worked on public works, etc., and declaring an emergency."

The bill having heretofore been read second time, with (committee) amendment by Mr. Satterwhite pending.

Mr. Satterwhite offered the following amendments to the amendment:

(1)

Amend (committee) substitute to House bill No. 59, page 20, line 19, by substituting a period for the comma after the word "swearing," and strike out the words "by law," and in lieu

thereof insert the words "the manager shall also provide for," and then strike out the words "shall also be provided."

(2)

Amend (committee) substitute to House bill No. 59, page 6, line 1, by striking out the word "final" and substitute in lieu thereof the word "financial."

The amendments were severally adopted.

Mr. Shaver offered the following amendment to the amendment:

Amend (committee) substitute to House bill No. 59, page 13, Section 24, by striking out the words and figures "sixty (\$60.00) dollars" in line 16, and substituting therefor the words "seventy-five (\$75.00) dollars"; and by striking out the words "eighty (\$80.00) dollars," in line 19 and substituting therefor the words "ninety (\$90.00) dollars."

The amendment was adopted.

Mr. Shaver offered the following amendment to the amendment:

Amend (committee) substitute to House bill No. 59 by adding after the word "Constitution" the following: "Provided, that said guards shall have, free of charge, medical attention from the prison hospitals and physicians for all injuries and illness sustained and contracted while in the performance of their duties; and provided further, that said guards shall receive their salaries during the period of illness and disability sustained and contracted while in the performance of their duties; and the word guards in this act includes all employes of the prison system used in detaining and recapturing prisoners of the State penitentiary system."

The amendment was adopted.

RECESS.

On motion of Mr. Satterwhite, the House at 12:05 o'clock p. m. took recess to 1:30 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 1:30 o'clock p. m. and was called to order by the Speaker.

HOUSE BILL NO. 59 ON ENGROSSMENT.

The House resumed consideration of pending business, same being House bill No. 59, relating to the penitentiary system, on its passage to engrossment, with amendment by Mr. Satterwhite pending.

Mr. Purl offered the following amendment to the amendment:

Amend House bill No. 59, Section 30, by adding after the word "prisoner" in line 39 the following:

"Provided, however, that it shall not be permissible for said Prison Board to authorize the manufacturing of wearing apparel for sale, except they may cause such to be manufactured to be used only by the inmates of any State institution of the State of Texas."

Mr. Satterwhite moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—75.

Acker.	McKean.
Avis.	Nabors.
Bass.	Nicholson.
Black.	Parish of Runnels.
Boggs.	Parrish of Travis.
Boon.	Pearce.
Branch.	Petsch.
Brown.	Poage.
Conway.	Pope.
Cornwell.	Porter.
Daniel.	Powell.
DeBerry.	Ramsey.
Durham.	Renfro
Duvall.	of Angelina.
Enderby.	Rogers of Hays.
Eickenroht.	Rogers of Shelby.
Farrar.	Satterwhite.
Faulk.	Shaver.
Fly.	Shearer.
Forbes.	Sheats.
Foster.	Shirley.
Gates.	Simmons.
Gibson.	Smith of Nueces.
Graves.	Snelgrove.
Gray.	Stout.
Harman.	Sutton.
Hefley.	Swain.
High.	Teer.
Hornaday.	Turner.
Jones.	Van Zandt.
Justice.	Veatch.
Kennedy.	Walker.
Kincaid.	Wallace of Panola.
King of Hopkins.	Ware.
King of	Whitaker.
Throckmorton.	Williams
Land.	of Sabine.
Long.	

Nays—34.

Alexander.	Holder.
Anderson.	Jacks.
Barnett.	Kemble.
Barron.	Kirkland.
Beck.	Loftin.
Davis.	Loy.
Harding.	McCombs.

McGill.	Smith of Atascosa.
Morse.	Smith of El Paso.
Murphy.	Stevenson.
Olsen.	Taylor.
Pavlica.	Wallace
Pool.	of Freestone.
Purl.	Wassell.
Rawlins.	Williams
Rowell.	of Travis.
Runge.	Woodall.
Sanders.	Young.

Present—Not Voting.

Bateman.	Wallace of Smith.
	Absent.

Bird.	Lipscomb.
Bonham.	Montgomery.
Cox.	Renfro of Mills.
Cummings.	Smith of Smith.
Denman.	Smyth.
Dielmann.	Storey.
Dunlap.	Waddell.
Holland.	Webb.
Johnson.	Wells.
Kayton.	Williamson.
Kinnear.	

Absent—Excused.

Albritton.	Merritt.
Finlay.	Minor.
Fuchs.	Moursund.
Gilbert.	Reagan.
Hagaman.	Sinks.
Hall.	Stell.
Kenyon.	Tillotson.
Kirby.	Woodruff.
Masterson.	

Mr. Loftin offered the following amendment to the amendment:

Amend House bill No. 59, Section 13, line eleven (11) by striking out the word "Governor" and inserting therefor the word "Legislature."

(Mr. McCombs in the chair.)

Mr. Williams of Travis offered the following substitute for the amendment to the amendment:

Amend committee substitute House bill No. 59 by striking out all of Section 13 and insert in lieu thereof the following:

"Section 13. The Prison Board may, with the approval of the Governor, sell or lease any real estate or other fixed property and appurtenances belonging thereto, as a whole or in such parcels and for such consideration and upon such terms as to them may seem best, deferred payments to be evidenced by interest bearing purchase money notes payable in serial annual installments, the last of which shall mature in not more than twenty years from their date, and upon the sale

thereof they shall have power to execute proper conveyance of the title thereto, which instruments of conveyance shall be prepared and approved by the Attorney General; provided that one-sixteenth of all mineral rights shall be reserved to the State, but no land shall be sold within two miles of any point where the presence of any valuable mineral has been made reasonably apparent by exploration or otherwise until reasonably thorough tests show the absence of such mineral. Said board is further fully empowered to sell all notes taken for purchase money of real estate at not less than par and pledge the property of the penitentiary system or any part thereof for their payment, as to it may seem proper and in the interest of the State."

Mr. Loftin moved to table the substitute amendment.

Yeas and nays were demanded, and the the motion to table prevailed by the following vote:

Yeas—100.

Acker.	Hornaday.
Alexander.	Johnson.
Anderson.	Jones.
Avis.	Justice.
Barnett.	Kemble.
Barron.	Kennedy.
Bass.	Kincaid.
Bateman.	King of Hopkins.
Bird.	King of
Black.	Throckmorton.
Boggs.	Kinnear.
Bonham.	Kirkland.
Boon.	Loftin.
Branch.	Long.
Brown.	McGill.
Conway.	Morse.
Cornwell.	Murphy.
Cummings.	Nabors.
Davis.	Nicholson.
DeBerry.	Parish of Runnels.
Denman.	Pearce.
Durham.	Petsch.
Duvall.	Poage.
Enderby.	Pool.
Eickenroht.	Pope.
Farrar.	Porter.
Faulk.	Purl.
Fly.	Ramsey.
Forbes.	Renfro
Foster.	of Angelina.
Gibson.	Rogers of Shelby.
Graves.	Rowell.
Gray.	Runge.
Harding.	Sanders.
Harman.	Satterwhite.
Hefley.	Shaver.
High.	Shearer.
Holder.	Sheats.
Holland.	Shirley.

Simmons.	Veatch.
Smith of El Paso.	Walker.
Smith of Nueces.	Wallace
Smith of Smith.	of Freestone.
Snelgrove.	Wallace of Panola.
Stevenson.	Wallace of Smith.
Storey.	Ware.
Stout.	Wells.
Sutton.	Whitaker.
Swain.	Williams
Taylor.	of Sabine.
Teer.	Williamson.
Turner.	Young.

Nays—9.

Loy.	Waddell.
Olsen.	Wassell.
Rogers of Hays.	Williams
Smith of Atascosa.	of Travis.
Van Zandt.	Woodall.

Present—Not Voting.

Powell.

Absent.

Beck.	McCombs.
Cox.	McKean.
Daniel.	Montgomery.
Dielmann.	Parrish of Travis.
Dunlap.	Pavlica.
Gates.	Rawlins.
Jacks.	Renfro of Mills.
Kayton.	Smyth.
Land.	Webb.
Lipscomb.	

Absent—Excused.

Albritton.	Merritt.
Finlay.	Minor.
Fuchs.	Moursund.
Gilbert.	Reagan.
Hagaman.	Sinks.
Hall.	Stell.
Kenyon.	Tillotson.
Kirby.	Woodruff.
Masterson.	

Mr. Loftin offered the following substitute for the pending amendment:

Amend committee substitute House bill No. 59, page 8, Section 13, by substituting for Section 13 the following:

"The Prison Board may with the approval of the Legislature sell any or all of the prison land. Said board may with the approval of the Governor sell any of the fixed personal property belonging to the prison system. Said board may sell any of the personal property belonging to the prison system, and may with the approval of the Governor lease for agricultural, grazing and mineral purposes any of the land belonging to the system upon such terms as to the board may seem best; provided that oil

and gas lease contracts shall retain to the State at least one-eighth royalty and all other mineral lease contracts shall be upon terms and conditions substantially the same as similar contracts on same minerals in the vicinity of the land leased, and no lease shall be for a period of more than five years. All necessary conveyances and contracts to carry out this provision shall be prepared by the Attorney General's Department.

Mr. Teer moved to table the substitute amendment.

Yeas and nays were demanded, and the motion to table was lost by the following vote:

Yeas—44.

Acker.	Parrish of Travis.
Anderson.	Petsch.
Beck.	Poage.
Branch.	Pope.
Daniel.	Powell.
Dunlap.	Rogers of Hays.
Duvall.	Rogers of Shelby.
Fly.	Satterwhite.
Forbes.	Shirley.
Foster.	Smith of El Paso.
Harman.	Smith of Smith.
Holder.	Sutton.
Jones.	Taylor.
Kemble.	Teer.
Kincaid.	Van Zandt.
Kinnear.	Waddell.
Lipscomb.	Wallace
Long.	of Freestone.
McGill.	Wells.
McKean.	Williams
Montgomery.	of Travis.
Morse.	Williamson.
Nicholson.	Young.

Nays—67.

Alexander.	Gates.
Avis.	Graves.
Barnett.	Gray.
Barron.	Hefley.
Bateman.	High.
Bird.	Jacks.
Black.	Johnson.
Boggs.	Justice.
Bonham.	Kennedy.
Boon.	King of
Brown.	Throckmorton.
Conway.	Kirkland.
Cornwell.	Land.
Cummings.	Loftin.
Davis.	Loy.
DeBerry.	Murphy.
Denman.	Nabors.
Durham.	Olsen.
Enderby.	Pavlica.
Eickenroht.	Pearce.
Farrar.	Porter.
Faulk.	Purl.

Ramsey.	Stout.
Rowell.	Swain.
Runge.	Turner.
Sanders.	Veatch.
Shaver.	Walker.
Sheats.	Wallace of Panola.
Simmons.	Wallace of Smith.
Smith of Atascosa.	Ware.
Smith of Nueces.	Wassell.
Smyth.	Williams
Snelgrove.	of Sabine.
Stevenson.	Woodall.
Storey.	

Absent.

Bass.	Parish of Runnels.
Cox.	Pool.
Dielmann.	Rawlins.
Gibson.	Renfro
Harding.	of Angelina.
Holland.	Renfro of Mills.
Hornaday.	Shearer.
Kayton.	Webb.
King of Hopkins.	Whitaker.
McCombs.	

Absent—Excused.

Albritton.	Merritt.
Finlay.	Minor.
Fuchs.	Moursund.
Gilbert.	Reagan.
Hagaman.	Sinks.
Hall.	Stell.
Kenyon.	Tillotson.
Kirby.	Woodruff.
Masterson.	

Question then recurring on the substitute amendment by Mr. Loftin, yeas and nays were demanded.

The substitute amendment was adopted by the following vote:

Yeas—75.

Alexander.	Eickenroht.
Avis.	Farrar.
Barnett.	Faulk.
Barron.	Gates.
Bass.	Graves.
Bateman.	Gray.
Bird.	Hefley.
Black.	High.
Boggs.	Jacks.
Bonham.	Johnson.
Boon.	Justice.
Brown.	Kennedy.
Conway.	King of
Cornwell.	Throckmorton.
Cox.	Kirkland.
Cummings.	Land.
Davis.	Loftin.
DeBerry.	Long.
Denman.	Loy.
Dunlap.	Murphy.
Durham.	Nabors.
Enderby.	Olsen.

Parish of Runnels.	Smith of Nueces.
Pavlica.	Smyth.
Pearce.	Snelgrove.
Pope.	Stevenson.
Porter.	Storey.
Purl.	Stout.
Ramsey.	Swain.
Rawlins.	Turner.
Rogers of Hays.	Veatch.
Rowell.	Walker.
Runge.	Wallace of Panola.
Sanders.	Wallace of Smith.
Shaver.	Ware.
Sheats.	Wassell.
Shirley.	Williams
Simmons.	of Sabine.
Smith of Atascosa.	Woodall.

Nays—36.

Acker.	Poage.
Anderson.	Powell.
Branch.	Rogers of Shelby.
Daniel.	Satterwhite.
Duvall.	Shearer.
Fly.	Smith of El Paso.
Forbes.	Smith of Smith.
Foster.	Sutton.
Harman.	Taylor.
Jones.	Teer.
Kemble.	Van Zandt.
Kincaid.	Waddell.
Kinnear.	Wallace
McGill.	of Freestone.
McKean.	Wells.
Montgomery.	Williams
Morse.	of Travis.
Nicholson.	Williamson.
Parrish of Travis.	Young.

Present—Not Voting.

Holder.

Absent.

Beck.	McCombs.
Dielmann.	Petsch.
Gibson.	Pool.
Harding.	Renfro
Holland.	of Angelina.
Hornaday.	Renfro of Mills.
Kayton.	Webb.
King of Hopkins.	Whitaker.
Lipscomb.	

Absent—Excused.

Albritton.	Merritt.
Finlay.	Minor.
Fuchs.	Moursund.
Gilbert.	Reagan.
Hagaman.	Sinks.
Hall.	Stell.
Kenyon.	Tillotson.
Kirby.	Woodruff.
Masterson.	

Question then recurring on the amendment as substituted, yeas and nays were demanded.

The amendment as substituted was adopted by the following vote:

Yeas—69.

Alexander.	Loy.
Barnett.	Murphy.
Barron.	Nabors.
Bass.	Olsen.
Bateman.	Parish of Runnels.
Bird.	Pavlica.
Black.	Pearce.
Boggs.	Pope.
Bonham.	Purl.
Boon.	Ramsey.
Brown.	Rawlins.
Conway.	Rogers of Hays.
Cornwell.	Rogers of Shelby.
Cox.	Rowell.
Cummings.	Runge.
DeBerry.	Sanders.
Denman.	Shaver.
Dunlap.	Sheats.
Durham.	Shirley.
Enderby.	Simmons.
Eickenroht.	Smith of Nueces.
Farrar.	Snelgrove.
Faulk.	Stevenson.
Graves.	Storey.
Hefley.	Stout.
High.	Swain.
Jacks.	Turner.
Johnson.	Walker.
Justice.	Wallace of Panola.
Kennedy.	Wallace of Smith.
King of	Ware.
Throckmorton.	Wassell.
Kirkland.	Williams
Land.	of Sabine.
Loftin.	Woodall.
Long.	

Nays—40.

Acker.	Petsch.
Anderson.	Poage.
Branch.	Porter.
Daniel.	Powell.
Davis.	Satterwhite.
Duyall.	Shearer.
Fly.	Smith of Atascosa.
Forbes.	Smith of El Paso.
Foster.	Smith of Smith.
Harman.	Sutton.
Holder.	Taylor.
Jones.	Teer.
Kemble.	Van Zandt.
Kincaid.	Veatch.
Kinnear.	Waddell.
McGill.	Wallace
McKean.	of Freestone.
Montgomery.	Wells.
Morse.	Williamson.
Nicholson.	Young.
Parrish of Travis.	

Absent.

Avis.	Beck.
-------	-------

Dielmann.	McCombs.
Gates.	Pool.
Gibson.	Renfro
Gray.	of Angelina.
Harding.	Renfro of Mills.
Holland.	Smyth.
Hornaday.	Webb.
Kayton.	Whitaker.
King of Hopkins.	Williams
Lipscomb.	of Travis.

Absent—Excused.

Albritton.	Merritt.
Finlay.	Minor.
Fuchs.	Moursund.
Gilbert.	Reagan.
Hagaman.	Sinks.
Hall.	Stell.
Kenyon.	Tillotson.
Kirby.	Woodruff.
Masterson.	

Mr. Loftin moved to reconsider the vote by which the amendment was adopted, and to table the motion to reconsider.

The motion to table prevailed.

Mr. Satterwhite moved the previous question on the pending amendment and amendment to the caption, to be offered, and the bill, and the main question was ordered.

Question first recurring on the (committee) amendment, as amended, it was adopted.

(Speaker in the chair.)

Mr. Satterwhite offered the following amendment to the caption of the bill:

Amend committee substitute House bill No. 59 by striking out all above the enacting clause and insert in lieu thereof the following:

"A bill to be entitled 'An Act repealing Title 108, except Article 6203 thereof, of the Revised Civil Statutes of 1925; defining "a policy" for the conduct and operation of the State prison system; providing for humane treatment for all prisoners; providing for the working of all prisoners within the prison walls, and within farms owned or leased by the State; prohibiting the sale of prison labor to any contractor or lessee; providing for a board composed of nine (9) members for the Texas prison system, said board to be appointed by the Governor, whose terms of office shall be six years, except that in making the first appointment three shall be designated for two years, three for four years, and three for six years, whose terms shall expire February 1, 1929, 1931, 1933, respectively; providing how unexpired terms of board members shall be filled; providing for removal of board members

through quo warranto proceedings; providing how board members shall execute bonds; providing necessary expenses and ten dollars (\$10) per diem for board members; providing for the organization of the board, and authorizing it to take charge of penitentiary properties, providing for the employment of a general manager at a salary not to exceed eight thousand dollars (\$8,000) per year, and defining said manager's several duties; providing for regular sessions of the board, and such special sessions as may be necessary; providing for the purchase of all necessary buildings, machinery, tools and supplies for the operation of the prison system; providing for the sale of all products from the farm and factories; providing for the sale and purchase of lands, with the approval of the Legislature; providing for placing all moneys received in the State Treasury to be designated as the "State Prison Account," and how said funds may be drawn on; providing for rules and regulations governing the management and operation of the prison system, for the transportation of prisoners, and discharge of prisoners; providing for an auditor of the prison system to be appointed by the Board of Control, and defining his duties; providing for an annual report by the prison manager and auditor; providing that the manager and each member of the Prison Board may administer oaths; providing for the fixing of salaries of all employes by the manager with the approval of the board; providing monthly reports showing the condition and the prison population, the classification of prisoners, proper and humane punishment of prisoners; providing for prison physicians and dentists, for the punishment of officers and employes of the prison system who violate the laws and rules governing the prison system; the working of negro prisoners and white prisoners separately; for the keeping of female prisoners separate and apart from male prisoners, and the separation of white females from negro females; for the employment of guards; for the commutation of time of prisoners; for the proper disposition of prisoners who may die while in service; for visitors who may be admitted into the prison; prohibiting any officer, agent or employe being connected financially or otherwise with any contract for the furnishing of supplies or properties to the prison system; providing for a State seal for the Prison Board; providing for working convicts on public works in case of unforeseen calamity; providing

all civil actions, not otherwise provided for in this act, to have venue in Travis county, Texas; providing for the repeal of all laws or parts of laws in conflict with said act, and where any part or section of this act is declared invalid it shall not affect the remaining sections, and declaring an emergency."

The amendment was adopted.

Question then recurring on the engrossment of the bill, yeas and nays were demanded.

House bill No. 59 was then passed to engrossment by the following vote:

Yeas—116.

Mr. Speaker.	Long.
Acker.	Loy.
Alexander.	McCombs.
Anderson.	McGill.
Avis.	McKean.
Barnett.	Morse.
Barron.	Murphy.
Bass.	Nabors.
Bateman.	Nicholson.
Beck.	Olsen.
Bird.	Parish of Runnels.
Black.	Parrish of Travis.
Boggs.	Pavlica.
Bonham.	Pearce.
Branch.	Petsch.
Brown.	Poage.
Conway.	Pope.
Cornwell.	Porter.
Cummings.	Powell.
Daniel.	Purl.
Davis.	Ramsey.
DeBerry.	Renfro of Mills.
Denman.	Rogers of Hays.
Duvall.	Rogers of Shelby.
Enderby.	Rowell.
Eickenroht.	Runge.
Farrar.	Sanders.
Faulk.	Satterwhite.
Fly.	Shaver.
Forbes.	Shearer.
Foster.	Sheats.
Graves.	Shirley.
Gray.	Simmons.
Harman.	Sinks.
Hefley.	Smith of El Paso.
High.	Smith of Nueces.
Holder.	Smith of Smith.
Holland.	Snelgrove.
Jacks.	Stevenson.
Johnson.	Storey.
Justice.	Stout.
Kennedy.	Sutton.
Kincaid.	Swain.
King of	Taylor.
Throckmorton.	Teer.
Kinnear.	Turner.
Kirkland.	Van Zandt.
Land.	Veatch.
Loftin.	Waddell.

Walker.
Wallace
of Freestone.
Wallace of Panola.
Wallace of Smith.
Ware.
Wassell.
Wells.

Whitaker.
Williams
of Sabine.
Williams
of Travis.
Williamson.
Woodall.
Young.

Nays—2.

Gates.

Smith of Atascosa.

Absent.

Boon.
Cox.
Dielmann.
Dunlap.
Durham.
Gibson.
Harding.
Hornaday.
Jones.
Kayton.

Kemble.
King of Hopkins.
Lipscomb.
Montgomery.
Pool.
Rawlins.
Renfro
of Angelina.
Smyth.
Webb.

Absent—Excused.

Albritton.
Finlay.
Fuchs.
Gilbert.
Hagaman.
Hall.
Kenyon.
Kirby.

Masterson.
Merritt.
Minor.
Moursund.
Reagan.
Stell.
Tillotson.
Woodruff.

HOUSE BILL NO. 59 ON THIRD READING.

Mr. Satterwhite moved that the constitutional rule requiring bills to be read on three several days be suspended, and that House bill No. 59 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—108.

Mr. Speaker:
Acker.
Alexander.
Anderson.
Avis.
Barnett.
Barron.
Bass.
Bateman.
Beck.
Bird.
Black.
Boggs.
Bonham.
Boon.
Branch.
Brown.
Conway.

Cornwell.
Cummings.
Daniel.
Davis.
DeBerry.
Denman.
Duvall.
Enderby.
Eickenroht.
Farrar.
Fly.
Forbes.
Foster.
Graves.
Gray.
Harman.
Hefley.
High.

Holder.
Holland.
Jacks.
Johnson.
Jones.
Justice.
Kennedy.
Kincaid.
King of
Throckmorton.
Kinnear.
Kirkland.
Land.
Loftin.
Long.
Loy.
McCombs.
McGill.
McKean.
Montgomery.
Morse.
Murphy.
Nabors.
Nicholson.
Olsen.
Parish of Runnels.
Parrish of Travis.
Pavlica.
Pearce.
Petsch.
Poage.
Pope.
Porter.
Powell.
Purl.
Ramsey.
Renfro of Mills.
Rogers of Hays.
Rogers of Shelby.

Rowell.
Runge.
Sanders.
Satterwhite.
Shearer.
Sheats.
Shirley.
Simmons.
Sinks.
Smith of El Paso.
Smith of Smith.
Smyth.
Snelgrove.
Stevenson.
Storey.
Stout.
Sutton.
Swain.
Taylor.
Teer.
Turner.
Van Zandt.
Veatch.
Waddell.
Walker.
Wallace
of Freestone.
Wallace of Panola.
Wallace of Smith.
Ware.
Wassell.
Wells.
Williams
of Sabine.
Williams
of Travis.
Williamson.
Woodall.
Young.

Nays—2.

Gates.

Smith of Atascosa.

Absent.

Cox.
Dielmann.
Dunlap.
Durham.
Faulk.
Gibson.
Harding.
Hornaday.
Kayton.
Kemble.

King of Hopkins.
Lipscomb.
Pool.
Rawlins.
Renfro
of Angelina.
Shaver.
Smith of Nueces.
Webb.
Whitaker.

Absent—Excused.

Albritton.
Finlay.
Fuchs.
Gilbert.
Hagaman.
Hall.
Kenyon.
Kirby.

Masterson.
Merritt.
Minor.
Moursund.
Reagan.
Stell.
Tillotson.
Woodruff.

The Speaker then laid House bill No. 59 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—110.

Mr. Speaker.	Olsen.
Acker.	Parish of Runnels.
Alexander.	Parrish of Travis.
Anderson.	Pavlica.
Avis.	Pearce.
Barnett.	Petsch.
Barron.	Poage.
Bass.	Pope.
Bateman.	Porter.
Beck.	Powell.
Bird.	Purl.
Black.	Ramsey.
Boggs.	Renfro of Mills.
Bonham.	Rogers of Hays.
Boon.	Rogers of Shelby.
Branch.	Rowell.
Brown.	Runge.
Cornwell.	Sanders.
Cummings.	Satterwhite.
Daniel.	Shearer.
Davis.	Sheats.
DeBerry.	Shirley.
Duvall.	Simmons.
Enderby.	Sinks.
Eickenroht.	Smith of Atascosa.
Farrar.	Smith of El Paso.
Faulk.	Smith of Smith.
Fly.	Smyth.
Forbes.	Snelgrove.
Foster.	Stevenson.
Graves.	Storey.
Gray.	Stout.
Harman.	Sutton.
Hefley.	Swain.
High.	Taylor.
Holder.	Teer.
Holland.	Turner.
Johnson.	Van Zandt.
Jones.	Veatch.
Justice.	Waddell.
Kincaid.	Walker.
King of	Wallace
Throckmorton.	of Freestone.
Kinnear.	Wallace of Panola.
Kirkland.	Wallace of Smith.
Land.	Ware.
Loftin.	Wassell.
Long.	Wells.
Loy.	Whitaker.
McCombs.	Williams
McGill.	of Sabine.
McKean.	Williams
Montgomery.	of Travis.
Morse.	Williamson.
Murphy.	Woodall.
Nabors.	Young.
Nicholson.	

Nays—2.

Gates.

Shaver.

Present—Not Voting.

Denman.

Absent.

Conway.	Kemble.
Cox.	Kennedy.
Dielmann.	King of Hopkins.
Dunlap.	Lipscomb.
Durham.	Pool.
Gibson.	Rawlins.
Harding.	Renfro
Hornaday.	of Angelina.
Jacks.	Smith of Nueces.
Kayton.	Webb.

Absent—Excused.

Albritton.	Masterson.
Finlay.	Merritt.
Fuchs.	Minor.
Gilbert.	Moursund.
Hagaman.	Reagan.
Hall.	Stell.
Kenyon.	Tillotson.
Kirby.	Woodruff.

On motion of Mr. Satterwhite, the bill as amended was ordered printed in the Journal.

BILL SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and its caption had been read, the following enrolled bill:

S. B. No. 149, "An Act making an emergency appropriation of four thousand eight hundred dollars for finishing the remodeling and strengthening of what is commonly known as the old Austin College Building, the same being one of the buildings of the Sam Houston State Teachers College at Huntsville, Texas, and declaring an emergency."

MESSAGE FROM THE SENATE.

Senate Chamber,

Austin, Texas, February 14, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. C. R. No. 22, Requesting Congress to pass the bill relating to the retirement of disabled emergency army officers.

S. J. R. No. 1, Proposing an amendment to Article 16 of the Constitution of the State of Texas by inserting a section to be known as Section 30b of said article, authorizing the terms of office of members of boards of education and all other

municipal boards and commissions in cities and towns of whatever population, and of all school trustees to extend for any period of time not to exceed six years; and providing for the submission of such amendment for ratification or rejection at the next general election; and making an appropriation to defray expenses.

S. J. R. No. 6, Proposing an amendment to Article 16 of the Constitution of Texas, by the addition of a new section to said Article 16, to be numbered Section 65, etc.

S. J. R. No. 8, Proposing the amendment of Article 8, Section 19, of the State Constitution, so as to carry forward the provision for the exemption from taxation of farm products in the hands of the producer and as family supplies for the home and farm use, and also providing for the exemption from taxation of cotton mills located in the State of Texas for a period of fifteen years.

S. B. No. 195, A bill to be entitled "An Act to authorize a fifty-year lease to be issued to the town of Aransas Pass in Aransas and San Patricio counties, Ransom Island and its sand flats extension to the northeast and its sand flat extensions to the southwest in Red Fish Bay situated in Nueces county, and that shallow portion of said bay between said island and its extension and the mainland, etc., and declaring an emergency."

S. C. R. No. 10, Providing for a suitable portrait for Governor Miriam A. Ferguson.

In accordance with House concurrent resolution No. 10, House bill No. 52 is returned herewith; after reconsideration, same was passed finally with Senate amendment by vote of 27 yeas and 0 nays.

Has refused to pass finally by vote of 17 yeas and 7 nays.

S. J. R. No. 2, Providing for a convention to frame a Constitution for the State of Texas.

Respectfully,

MORRIS C. HANKINS,

Assistant Secretary of the Senate.

HOUSE BILL NO. 118 ON SECOND READING.

On motion of Mr. Petsch, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 118, A bill to be entitled "An Act to amend Articles 5431 and 5432, of Title 88, of the Revised Civil Statutes of the State of Texas of 1925,

relating to damages by libel, mitigation of damages occasioned by libel, and the defenses in causes of action for libel, and defining privileged matters."

The Speaker laid the bill before the House and it was read second time.

Mr. Poage moved that the bill be laid on the table subject to call.

Yeas and nays were demanded, and the motion was lost by the following vote:

Yeas—29.

Acker.	Loftin.
Bateman.	Long.
Bonham.	Murphy.
Brown.	Pavlica.
Cummings.	Poage.
Daniel.	Porter.
Denman.	Smith of Atascosa.
Farrar.	Snelgrove.
Gates.	Storey.
Gray.	Sutton.
Harman.	Turner.
Holland.	Walker.
Justice.	Wallace of Panola.
King of	Wallace of Smith.
Throckmorton.	Young.

Nays—75.

Mr. Speaker.	Montgomery.
Alexander.	Morse.
Anderson.	Nicholson.
Avis.	Olsen.
Barnett.	Pearce.
Barron.	Petsch.
Bass.	Pope.
Beck.	Powell.
Bird.	Purl.
Black.	Ramsey.
Boggs.	Renfro of Mills.
Branch.	Rogers of Hays.
Conway.	Rogers of Shelby.
Cornwell.	Rowell.
Davis.	Sanders.
DeBerry.	Satterwhite.
Duvall.	Shaver.
Enderby.	Shearer.
Faulk.	Sheats.
Fly.	Shirley.
Forbes.	Simmons.
Graves.	Sinks.
Hefley.	Smith of El Paso.
High.	Smith of Smith.
Holder.	Smyth.
Jacks.	Stevenson.
Johnson.	Swain.
Jones.	Taylor.
Kemble.	Teer.
Kennedy.	Van Zandt.
Kincaid.	Waddell.
Kirkland.	Ware.
Land.	Wassell.
Loy.	Webb.
McCombs.	Wells.
McGill.	Whitaker.

Williams
of Sabine.
Williams
of Travis.

Williamson.
Woodall.

Absent.

Boon.	McKean.
Cox.	Nabors.
Dielmann.	Parish of Runnels.
Dunlap.	Parrish of Travis.
Durham.	Pool.
Eickenroht.	Rawlins.
Foster.	Renfro
Gibson.	of Angelina.
Harding.	Runge.
Hornaday.	Smith of Nueces.
Kayton.	Stout.
King of Hopkins.	Veatch.
Kinnear.	Wallace
Lipscomb.	of Freestone.

Absent—Excused.

Albritton.	Masterson.
Finlay.	Merritt.
Fuchs.	Minor.
Gilbert.	Moursund.
Hagaman.	Reagan.
Hall.	Stell.
Kenyon.	Tillotson.
Kirby.	Woodruff.

Mr. Petsch offered the following (committee) amendment to the bill:

Add between the word "committees," following the word "legislative" and the word "and" in paragraph 2, of Section 2, the following:

"And before each and all such committees heretofore appointed by the Legislature or either branch of the Legislature, or hereafter to be appointed by such bodies."

The amendment was adopted.

(Pending consideration of the amendment, Mr. Satterwhite occupied the chair temporarily.)

(Speaker in the chair.)

Mr. Denman offered the following amendment to the bill:

Amend House bill No. 118 as follows:

Strike out all of Section 3, page 2, and insert in lieu thereof the following: "A fair, true and impartial account of public meetings organized and conducted for public purposes only."

Mr. Stevenson offered the following substitute for the amendment:

Substitute for the amendment to House bill No. 118, in Section 3, line 18, strike out the words "and motives" and insert the word "and" before the word "conduct."

Question recurring on the substitute amendment, yeas and nays were demanded.

The substitute amendment was adopted by the following vote:

Yeas—68.

Alexander.	Montgomery.
Avis.	Murphy.
Barron.	Nabors.
Bass.	Olsen.
Beck.	Pavlica.
Bird.	Pearce.
Black.	Poage.
Boon.	Pope.
Conway.	Porter.
Cummings.	Renfro of Mills.
Daniel.	Rogers of Hays.
DeBerry.	Rogers of Shelby.
Denman.	Rowell.
Durham.	Runge.
Duvall.	Sanders.
Enderby.	Sheats.
Farrar.	Shirley.
Faulk.	Sinks.
Foster.	Smith of Nueces.
Gates.	Smith of Smith.
Gibson.	Snelgrove.
Harman.	Stevenson.
Hefley.	Storey.
Holland.	Stout.
Johnson.	Sutton.
Jones.	Swain.
Justice.	Turner.
Kemble.	Wallace of Panola.
Kincaid.	Wallace
King of	of Freestone.
Throckmorton.	Ware.
Kirkland.	Wells.
Land.	Whitaker.
Loftin.	Woodall.
Loy.	Young.

Nays—44.

Barnett.	Petsch.
Bateman.	Pool.
Boggs.	Powell.
Cornwell.	Purl.
Davis.	Ramsey.
Eickenroht.	Rawlins.
Fly.	Satterwhite.
Forbes.	Shaver.
Graves.	Shearer.
Gray.	Simmons.
Harding.	Smith of Atascosa.
High.	Smith of El Paso.
Holder.	Taylor.
Hornaday.	Van Zandt.
Kayton.	Waddell.
Kennedy.	Walker.
Kinnear.	Wallace of Smith.
Long.	Wassell.
McCombs.	Webb.
McGill.	Williams
McKean.	of Sabine.
Morse.	Williamson.
Parrish of Travis.	

Absent.

Acker.	Anderson.
--------	-----------

Bonham.	Nicholson.
Branch.	Parish of Runnels.
Brown.	Renfro
Cox.	of Angelina.
Dielmann.	Smyth.
Dunlap.	Teer.
Jacks.	Veatch.
King of Hopkins.	Williams
Lipscomb.	of Travis.

Absent—Excused.

Albritton.	Masterson.
Finlay.	Merritt.
Fuchs.	Minor.
Gilbert.	Moursund.
Hagaman.	Reagan.
Hall.	Stell.
Kenyon.	Tillotson.
Kirby.	Woodruff.

Question then recurring on the amendment as substituted, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—79.

Alexander.	Land.
Avis.	Lipscomb.
Barron.	Loftin.
Bass.	Loy.
Bateman.	McGill.
Beck.	Montgomery.
Bird.	Nabors.
Black.	Olsen.
Boggs.	Parish of Runnels.
Boon.	Pavlica.
Brown.	Pearce.
Conway.	Poage.
Cox.	Pope.
Cummings.	Porter.
Denman.	Rogers of Hays.
Durham.	Rogers of Shelby.
Duvall.	Rowell.
Enderby.	Runge.
Farrar.	Sanders.
Faulk.	Shearer.
Foster.	Sheats.
Gates.	Simmons.
Gibson.	Sinks.
Graves.	Smith of Atascosa.
Gray.	Smith of Nueces.
Harman.	Smith of Smith.
Hefley.	Snelgrove.
High.	Stevenson.
Holland.	Storey.
Hornaday.	Stout.
Jacks.	Sutton.
Johnson.	Swain.
Jones.	Turner.
Justice.	Veatch.
Kincaid.	Walker.
King of	Wallace
Throckmorton.	of Freestone.
Kirkland.	Wallace of Panola.

Wallace of Smith.	Williams
Ware.	of Travis.
Webb.	Woodall.
	Young.

Nays—35.

Anderson.	Murphy.
Barnett.	Petsch.
Cornwell.	Pool.
Daniel.	Powell.
Davis.	Purl.
DeBerry.	Ramsey.
Eickenroht.	Rawlins.
Fly.	Satterwhite.
Forbes.	Taylor.
Harding.	Teer.
Holder.	Van Zandt.
Kemble.	Waddell.
Kennedy.	Wassell.
Kinnear.	Whitaker.
Long.	Williams
McCombs.	of Sabine.
McKean.	Williamson.
Morse.	

Absent.

Branch.	Renfro
Dunlap.	of Angelina.
Kayton.	Renfro of Mills.
Kenyon.	Shaver.
King of Hopkins.	Shirley.
Nicholson.	Smith of El Paso.
Parrish of Travis.	Smyth.
	Wells.

Absent—Excused.

Acker.	Kirby.
Albritton.	Masterson.
Bonham.	Merritt.
Dielmann.	Minor.
Finlay.	Moursund.
Fuchs.	Reagan.
Gilbert.	Stell.
Hagaman.	Tillotson.
Hall.	Woodruff.

Mr. Farrar offered the following amendment to the bill:

Amend House bill No. 118 by inserting after the word "reputation," in line 29, page 1, the words "credit or financial standing."

The amendment was adopted.

Mr. Kemble moved the previous question on the engrossment of the bill, and the main question was ordered.

Mr. Sheats raised a point of order, stating that members that have a private and personal interest in the bill should disclose the same and should not vote.

The Speaker overruled the point of order.

House bill No. 118 was then passed to engrossment by the following vote:

Yeas—112.

Anderson.	Murphy.
Avis.	Nabors.
Barnett.	Olsen.
Barron.	Parish of Runnels.
Bass.	Parrish of Travis.
Beck.	Pavlica.
Bird.	Pearce.
Black.	Petsch.
Boggs.	Pool.
Boon.	Porter.
Brown.	Powell.
Conway.	Purl.
Cornwell.	Ramsey.
Cox.	Rawlins.
Daniel.	Renfro
Davis.	of Angelina.
DeBerry.	Renfro of Mills.
Denman.	Rogers of Hays.
Dunlap.	Rogers of Shelby.
Durham.	Rowell.
Duvall.	Runge.
Enderby.	Sanders.
Eickenroht.	Satterwhite.
Farrar.	Shaver.
Faulk.	Shearer.
Fly.	Simmons.
Forbes.	Sinks.
Foster.	Smith of Atascosa.
Gates.	Smith of Nueces.
Gibson.	Smith of Smith.
Graves.	Smyth.
Gray.	Snelgrove.
Harding.	Stevenson.
Harman.	Storey.
Hefley.	Sutton.
High.	Swain.
Holder.	Taylor.
Hornaday.	Teer.
Jacks.	Turner.
Johnson.	Van Zandt.
Jones.	Veatch.
Justice.	Waddell.
Kayton.	Wallace
Kemble.	of Freestone.
Kennedy.	Wallace of Panola.
Kincaid.	Wallace of Smith.
King of	Ware.
Throckmorton.	Wassell.
Kinnear.	Webb.
Kirkland.	Wells.
Land.	Whitaker.
Long.	Williams
Loy.	of Sabine.
McCombs.	Williams
McGill.	of Travis.
McKean.	Williamson.
Montgomery.	Woodall.
Morse.	Young.

Nays—7.

Bateman.	Sheats.
Cummings.	Stout.
Lipscomb.	Walker.
Loftin.	

Present—Not Voting.

Pope.

Absent.

Holland.
Nicholson.Poage.
Smith of El Paso.

Absent—Excused.

Acker.
Albritton.
Alexander.
Bonham.
Branch.
Dielmann.
Finlay.
Fuchs.
Gilbert.
Hagaman.
Hall.
Kenyon.King of Hopkins.
Kirby.
Masterson.
Merritt.
Minor.
Moursund.
Reagan.
Shirley.
Stell.
Tillotson.
Woodruff.

HOUSE BILL NO. 118 ON THIRD READING.

Mr. Petsch moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 118 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—103.

Anderson.	Holder.
Avis.	Hornaday.
Barnett.	Jacks.
Barron.	Johnson.
Bass.	Jones.
Beck.	Justice.
Bird.	Kemble.
Black.	Kennedy.
Boggs.	Kincaid.
Boon.	King of
Brown.	Throckmorton.
Conway.	Kinnear.
Cornwell.	Kirkland.
Cox.	Land.
Daniel.	Long.
Davis.	Loy.
DeBerry.	McCombs.
Dunlap.	McGill.
Durham.	McKean.
Duvall.	Montgomery.
Enderby.	Morse.
Eickenroht.	Murphy.
Farrar.	Nabors.
Faulk.	Olsen.
Fly.	Parrish of Travis.
Forbes.	Pavlica.
Foster.	Pearce.
Gibson.	Petsch.
Graves.	Pool.
Harding.	Porter.
Harman.	Powell.
Hefley.	Purl.
High.	Ramsey.

Rawlins.	Taylor.
Renfro	Teer.
of Angelina.	Turner.
Renfro of Mills.	Van Zandt.
Rogers of Hays.	Veatch.
Rogers of Shelby.	Waddell.
Runge.	Wallace
Sanders.	of Freestone.
Satterwhite.	Wallace of Panola.
Shaver.	Wallace of Smith.
Shearer.	Ware.
Simmons.	Wassell.
Sinks.	Webb.
Smith of Atascosa.	Wells.
Smith of Nueces.	Williams
Smith of Smith.	of Sabine.
Smyth.	Williams
Snelgrove.	of Travis.
Stevenson.	Williamson.
Sutton.	Young.

Nays—13.

Bateman.	Storey.
Cummings.	Stout.
Denman.	Swain.
Kayton.	Walker.
Loftin.	Whitaker.
Parish of Runnels.	Woodall.
Sheats.	

Present—Not Voting.

Pope.

Absent.

Branch.	Lipscomb.
Gates.	Nicholson.
Gray.	Poage.
Kenyon.	Rowell.
King of Hopkins.	Shirley.
Kirby.	Smith of El Paso.

Absent—Excused.

Acker.	Holland.
Albritton.	Masterson.
Alexander.	Merritt.
Bonham.	Minor.
Dielmann.	Moursund.
Finlay.	Reagan.
Fuchs.	Stell.
Gilbert.	Tillotson.
Hagaman.	Woodruff.
Hall.	

The Speaker then laid House bill No. 118 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—107.

Anderson.	Bird.
Avis.	Black.
Barnett.	Boggs.
Barron.	Boon.
Bass.	Brown.

Conway.	Petsch.
Cornwell.	Poage.
Cox.	Pool.
Daniel.	Porter.
Davis.	Powell.
DeBerry.	Purl.
Denman.	Ramsey.
Dunlap.	Rawlins.
Durham.	Renfro
Duvall.	of Angelina.
Enderby.	Renfro of Mills.
Eickenroht.	Rogers of Hays.
Farrar.	Rogers of Shelby
Faulk.	Rowell.
Fly.	Runge.
Forbes.	Sanders.
Foster.	Satterwhite.
Gates.	Shaver.
Gibson.	Shearer.
Graves.	Simmons.
Harding.	Sinks.
Harman.	Smith of Atascosa.
Hefley.	Smith of Nueces.
High.	Smith of Smith.
Holder.	Smyth.
Hornaday.	Snelgrove.
Jacks.	Stevenson.
Johnson.	Sutton.
Jones.	Swain.
Justice.	Taylor.
Kayton.	Teer.
Kemble.	Turner.
Kennedy.	Van Zandt.
Kincaid.	Veatch.
King of	Waddell.
Throckmorton.	Wallace
Kinnear.	of Freestone.
Kirkland.	Wallace of Panola.
Land.	Wallace of Smith.
Long.	Ware.
Loy.	Wassell.
McCombs.	Webb.
McGill.	Wells.
McKean.	Whitaker.
Montgomery.	Williams
Morse.	of Sabine.
Murphy.	Williams
Nabors.	of Travis.
Parish of Runnels.	Williamson.
Parrish of Travis.	Woodall.
Pavlica.	Young.
Pearce.	

Nays—8.

Bateman.	Sheats.
Cummings.	Storey.
Loftin.	Stout.
Olsen.	Walker.

Present—Not Voting.

Pope.

Absent.

Alexander.	Gray.
Beck.	Kenyon.
Branch.	King of Hopkins.

Kirby.
Lipscomb.
Nicholson.

Shirley.
Smith of El Paso.

Absent—Excused.

Acker.
Albritton.
Bonham.
Dielmann.
Finlay.
Fuchs.
Gilbert.
Hagaman.
Hall.

Holland.
Masterson.
Merritt.
Minor.
Moursund.
Reagan.
Stell.
Tillotson.
Woodruff.

SENATE BILL ON FIRST READING.

The following Senate bill, received from the Senate today, was laid before the House, read first time, and referred to the appropriate committee as follows:

Senate bill No. 195, to the Committee on Public Lands and Buildings.

SENATE JOINT RESOLUTIONS ON FIRST READING.

The following Senate joint resolutions, received from the Senate today, were laid before the House, read severally first time, and referred to the Committee on Constitutional Amendments:

Senate joint resolutions Nos. 1, 6 and 8.

RECESS.

On motion of Mr. Jacks, the House, at 5:55 o'clock p. m., took recess to 10 o'clock a. m. tomorrow.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following standing committees have today filed favorable reports on bills as follows:

Agriculture: House bill No. 205; Senate bill No. 69.

Banks and Banking: House bills Nos. 510, 532, 533, 534, 513, 517, 514, 512, 511, 487, 504, 531.

Public Lands and Buildings: House bill No. 526.

Constitutional Amendments: House joint resolution No. 14.

Judiciary: House bills Nos. 472, 365, 281, 291, 518.

The following standing committees have today filed adverse reports on bills as follows:

Public Health: House bill No. 195.

Judiciary: House bills Nos. 106, 519.

REPORTS OF THE COMMITTEE ON ENGROSSED BILLS.

Committee Room.

Austin, Texas, February 12, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 372, A bill to be entitled "An Act fixing in counties having a population in excess of 150,000 inhabitants, and in which there is no county attorney, the compensation of and providing for the appointment of assistant district attorneys, investigators, stenographers and other employees, and providing for their salaries and the manner of their payment, and providing for the purchase, operation and maintenance of automobiles, and repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Have carefully compared same and find it correctly engrossed.

WHITAKER, Vice-Chairman.

Committee Room.

Austin, Texas, February 12, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 264, A bill to be entitled "An Act to authorize the Commissioner of the General Land Office to revalue, reclassify and give new notice on all scrap school surveys, which were valued and classified on March 26, 1926, and allow all applicants sixty days after such reclassification and revaluation in which to file applications to purchase said land, and declaring an emergency."

Have carefully compared same and find it correctly engrossed.

WHITAKER, Vice-Chairman.

Committee Room.

Austin, Texas, February 12, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 421, A bill to be entitled "An Act to amend Chapter 65 of the

Local and Special Laws enacted by the First Called Session of the Thirty-ninth Legislature of the State of Texas, known as House bill No. 202, creating Road District No. 4 in Atascosa county, Texas, and validating certain district road bonds of said road district and proceedings had with respect to their issue, so as to repeal Section 3b of said Special Act, legalizing, approving and validating the proposition of issuing district road bonds of said road district in the sum of four hundred and fifty thousand dollars (\$450,000) and certain orders and proceedings recited to have been had with respect thereto; declaring intention to in nowise affect any other provisions of said special and local law; evidencing proof of publication of constitutional notice required in such acts, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

WHITAKER, Vice-Chairman.

Committee Room,

Austin, Texas, February 12, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 371, A bill to be entitled "An Act relative to white and negro communities in municipalities; to foster a separation of white and negro residence communities in the interest of peace, safety and welfare; fixing a penalty, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

WHITAKER, Vice-Chairman.

Committee Room,

Austin, Texas, February 12, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 257, A bill to be entitled "An Act to relinquish and quitclaim unto cities and towns or municipalities which were established or founded, according to the records of the General Land Office, on March 10, 1826, under the laws of Mexico, or the laws of Coahuila and Texas, and which had a population of thirty-one hundred and twenty-eight, according to the published United States census of 1920, all squares, blocks, or parcels of land, except streets, alleys and parks now situated in such cities and towns, to which squares, blocks or parcels of land the State of Texas may now have any right,

title or interest, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

WHITAKER, Vice-Chairman.

Committee Room,

Austin, Texas, February 12, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 246, A bill to be entitled "An Act to authorize and direct the Secretary of State to exchange court reports, session acts and other publications of other States and of the United States and of foreign countries for the benefit of the Law Library of the University of Texas, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

WHITAKER, Vice-Chairman.

Committee Room,

Austin, Texas, February 12, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 334, A bill to be entitled "An Act to amend Sections 2 and 3, Chapter 4, of the Acts of the Third Called Session of the Thirty-sixth Legislature, changing the date of holding the terms of the district court of the Twenty-ninth Judicial District of Texas, and to make all process issued or served before this act takes effect, including recognizances and bonds, returnable to the term of court in the several counties as herein fixed; to validate such process, recognizances and bonds, and to validate the summoning of grand and petit jurors; repealing all laws and parts of laws in conflict herewith, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

WHITAKER, Vice-Chairman.

Committee Room,

Austin, Texas, February 14, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 335, A bill to be entitled "An Act to amend Section 7 of the Special Laws enacted at the Regular Session of the Thirtieth Legislature, the same being Chapter 34, creating a more efficient road system for Washington

county, approved March 21, 1907, and as amended by the Regular Session of the Thirty-second Legislature, Chapter 30, approved March 7, 1911, be amended so as to exempt citizens of Washington county from road duty by payment to the county treasurer money in lieu thereof, and declaring an emergency."

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, February 14, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 201, A bill to be entitled "An Act to permit the catching of sucker, buffalo, carp and shad during the months of July, August and September in Coryell, Hamilton, Erath and Hood counties,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

TWENTY-THIRD DAY.

(Continued.)

(Tuesday, February 15, 1927.)

The House met at 10 o'clock a. m., and was called to order by Speaker Bobbitt.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time and referred to the appropriate committees as follows:

By Mr. Smith of Atascosa:

H. B. No. 550, A bill to be entitled "An Act to establish a more efficient system of public roads for Live Oak county, and to empower the commissioners court thereof to provide rules and regulations therefor; to provide for the condemnation of private property for road purposes; providing that the county commissioners of Live Oak county shall each be ex officio superintendents of their respective commissioners precincts; to create Road District No. 8 in Live Oak county; validating and approving all orders made by the commissioners court of said county in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof and authorizing the commis-

sioners court to issue and sell any of said bonds remaining unissued and unsold, and providing for their payment by the annual levy, assessment and collection of a general ad valorem tax on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said district bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency."

Referred to Committee on Highways and Motor Traffic.

By Mr. Daniel and Mr. Cox:

H. B. No. 551, A bill to be entitled "An Act to create the office of State Service Officer, to be attached to the Comptroller's Department of the State of Texas; providing for his appointment; prescribing his qualifications and duties; fixing his salary; making appropriation for such, together with traveling and incidental expenses for the fiscal year ending August 31, 1927; providing all matters and things incidental to the main purpose of this act, and declaring an emergency."

Referred to Committee on Military Affairs.

By Mr. Woodall:

H. B. No. 552, A bill to be entitled "An Act amending Chapter 4, Article 489, Revised Criminal Statutes of Texas, 1925, and providing that pistols and other weapons shall not be sold, bartered, traded or leased; providing a penalty for the violation of this act, and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Wallace of Smith and Mr. Smith of Smith:

H. B. No. 553, A bill to be entitled "An Act amending Article 793 of the Code of Criminal Procedure of the State of Texas of 1925, relating to defendants convicted of misdemeanors, so as to strike out of said article the words 'three dollars' and inserting in lieu thereof the words 'fifty cents,' and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Smith of Smith:

H. B. No. 554, A bill to be entitled "An Act to establish a State college in Tyler, Texas, to be known as the Texas Industrial College; providing for its